

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

BALL METAL BEVERAGE  
CONTAINER CORP.,

Plaintiff,

v.

Civil Action No. 3:12-cv-00033 (WHR)

CROWN PACKAGING TECHNOLOGY, INC.

And

CROWN CORK & SEAL USA, INC.,

Defendants.

**STIPULATION**

The parties, by and through their respective attorneys, hereby stipulate and agree as follows:

1. The parties stipulate to the accuracy of the factual assertions set forth in paragraphs 3, 5-7, and 9 of the declaration of Richard F. Glennon, Jr., dated July 28, 2014, a copy of which is attached. Ball reserves the right to object to the use of the declaration or any part thereof at trial or otherwise on the basis of relevance, hearsay, or any other objection, and, in the event such objection is sustained, Crown reserves the right to call Mr. Glennon live at trial.
2. Further, the parties stipulate to the authenticity of Attachments A through F to the Glennon declaration. Ball reserves the right to object to the use of Attachments A through F at trial or otherwise on the basis of relevance, hearsay, or any other objection.

  
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Dated: August ~~12~~ 2014

  
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Dated: August 7, 2014